

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

10 UNITED STATES OF AMERICA, )  
11 Plaintiff, ) CASE NO. 07-157M  
12 v. )  
13 NICHOLAS MARTIN HARRISON, ) DETENTION ORDER  
14 Defendant. )

**Offense charged:**

Possession with Intent to Distribute Marijuana, in violation of Title 21, U.S.C., Sections 841(a)(1) and 841(b)(1)(C).

Date of Detention Hearing: April 4, 2007

The Court, having conducted a contested detention hearing pursuant to Title 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which the defendant can meet will reasonably assure the appearance of the defendant as required and the safety of any other person and the community. The Government was represented by Lisca Borichewski. The defendant was represented by Carol Koller.

11

DETENTION ORDER  
PAGE -1-

1                   FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

2                   (1) There is probable cause to believe the defendant committed the drug offense.  
3                   The maximum penalty is in excess of ten years. There is therefore a rebuttable  
4                   presumption against the defendant's release based upon both dangerousness and  
5                   flight risk, under Title 18 U.S.C. § 3142(e).  
6                   (2) Defendant has a recent drug conviction and his term of imprisonment had just  
7                   concluded, yet from this new Indictment, it appears Defendant's conduct of  
8                   drug trafficking is ongoing.  
9                   (3) Defendant is believed to be part of a greater conspiracy involving an at-large  
10                   co-conspirator.

11                  Based upon the foregoing information, it appears that there is no condition or combination of  
12                  conditions that would reasonably assure future Court appearances and/or the safety of other  
13                  persons or the community.

14                  **It is therefore ORDERED:**

15                  (1) The defendant shall be detained pending trial and committed to the custody of  
16                  the Attorney General for confinement in a correction facility separate, to the  
17                  extent practicable, from persons awaiting or serving sentences or being held in  
18                  custody pending appeal;  
19                  (2) The defendant shall be afforded reasonable opportunity for private consultation  
20                  with counsel;  
21                  (3) On order of a court of the United States or on request of an attorney for the  
22                  Government, the person in charge of the corrections facility in which the  
23                  defendant is confined shall deliver the defendant to a United States Marshal for  
24                  the purpose of an appearance in connection with a court proceeding; and

1 (4) The clerk shall direct copies of this order to counsel for the United States, to  
2 counsel for the defendant, to the United States Marshal, and to the United  
3 States Pretrial Services Officer.

4 DATED this 6<sup>th</sup> day of April, 2007.

5   
6 

---

  
7 MONICA J. BENTON  
8 United States Magistrate Judge  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26